

ROBERT B. PONZIANO, ESQ. (SBN 180586)

[rponziano@rlattorneys.com](mailto:rponziano@rlattorneys.com)

RESNICK & LOUIS P.C.

9891 Irvine Center Drive, #200

Irvine, CA 92618

T: (714) 709-4400

*Attorneys for Defendants*

JOHN T. RICHARDS, ESQ. (SBN 159875)

[john@richardswillisp.com](mailto:john@richardswillisp.com)

EVAN WILLIS, ESQ. (SBN 314797)

[evan@richardswillisp.com](mailto:evan@richardswillisp.com)

RICHARDS WILLIS PC

750 B Street, Suite 1760

San Diego, California 92101

T: (619) 237-9800

*Attorneys for Plaintiffs*

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA**

LARRY BIEGLER an individual;  
ALYSIA BIEGLER, an individual;

*Plaintiffs,*

vs.

NATIONAL GENERAL  
INSURANCE COMPANY; and  
DOES 1 through 20, inclusive

*Defendants.*

CASE NO.: 2:22-CV-00560-MCE-  
DMC

**STIPULATION AND ORDER TO  
CONTINUE CASE DEADLINES**

1 Plaintiffs Larry Biegler and Alysia Biegler and defendants National  
2 General Insurance Company and Integon General Insurance Company, by and  
3 through their respective counsel of record, stipulate and agree as follows and  
4 respectfully request entry of an order giving effect to their stipulation:

5 WHEREAS, the parties stipulated to a schedule on September 14, 2022  
6 Joint Rule 26(f) Report (*see* ECF Dkt. No. 21);

7 WHEREAS, there has been one prior request for continuance of the trial  
8 and trial related dates in this matter and on 1/20/2023 the court granted the  
9 continuance as set forth below (*see* ECF Dkt. No. 26);

10 WHEREAS, the parties have continued to engage in discovery during this  
11 period, including scheduling and taking depositions of multiple witnesses; One  
12 such witness, Michael Myers, was scheduled to attend his deposition on April 6,  
13 2023 but was unable to attend due of illness. Likewise, plaintiff, Alysia Biegler,  
14 has been noticed to attend her deposition on April 25, 2023, but is unavailable to  
15 clear her schedule.

16 WHEREAS, the parties are continuing to explore mediation as a means of  
17 resolving their dispute but have been unable to establish a date;

18 WHEREAS, a continuance of the discovery deadline and, as a result, other  
19 case deadlines is necessary to provide the parties with adequate time to explore  
20 potential case resolution and to avoid unproductive proceedings and unnecessary  
21 litigation costs;

22 WHEREAS, despite the parties being diligently engaged in discovery, the  
23 parties have had to reschedule numerous depositions noticed based on party  
24 availability, whereabouts, location of the witness, and/or schedule of the witness;

25 WHEREAS, no party will be prejudiced by this first request for a  
26 continuance;  
27  
28

WHEREAS, the parties agree that the interests of judicial economy, efficiency and convenience of the Court and the parties would be furthered by continuing the dates in the in the case management schedule filed on September 14, 2022 (ECF Dkt. No. 21) by approximately 60 days, as follows:

|   | <b>Previously Continued<br/>Deadline</b>       | <b>Proposed New Deadline<br/>(Adding 60 Days)</b> |
|---|--|---|
| <b>Non-Expert<br/>Discovery Cut Off</b>           | Friday, April 28, 2023                         | Wednesday, June 28,<br>2023                       |
| <b>Designation of<br/>Expert Witnesses</b>        | Tuesday, May 2, 2023                           | Monday, July 3, 2023                              |
| <b>Designation of<br/>Rebuttal Experts</b>        | Tuesday, May 16, 2023                          | Monday, July 17, 2023                             |
| <b>Expert Discovery<br/>Cut off</b>               | Friday, June 2, 2023                           | Thursday, August 3,<br>2023                       |
| <b>Discovery &amp; Motion<br/>Hearing Cut-off</b> | Friday, August 1, 2023                         | Monday, October 2,<br>2023                        |
| <b>Joint Notice of Trial<br/>Readiness</b>        | 30 Days After Ruling on<br>Dispositive Motions | 30 Days After Ruling on<br>Dispositive Motions    |

WHEREAS, the parties agree that all other case deadlines, including trial and motion deadlines, and dates imposed by order, local rules, or otherwise, shall be reset in accordance with the 60 days continuance requested;

NOW, THEREFORE, IT IS AGREED AND STIPULATED that:

The deadlines in this matter, set forth in parties order and all other case deadlines be continued by 90 days as set forth in part in the table above, or as soon thereafter as the Court's calendar allows. Alternatively, the parties

1 respectfully request that the Court set a further case management conference at  
2 which new dates may be selected.

3 The parties respectfully request the Court to adopt the foregoing stipulation  
4 as the order of the Court.

5 **IT IS SO STIPULATED.**

6 Respectfully submitted,

7  
8  
9 Dated: April 10, 2023

RICHARDS WILLIS, PC

10  
11 By \_\_\_\_\_  
12 EVAN WILLIS

13 Attorneys for Plaintiffs  
14 LARRY BIEGLER and ALYSIA  
15 BIEGLER

16 Dated: April 10, 2023

RESNICK & LOUIS P.C.

17  
18 By \_\_\_\_\_  
19 ROBERT B. PONZIANO

20 Attorney for Defendant  
21 NATIONAL GENERAL INSURANCE  
22 and INTEGON GENERAL  
23 INSURANCE  
24  
25  
26  
27  
28

**ORDER**

Pursuant to the above stipulation, the Court hereby continues the deadlines set forth the parties Joint Rule 26(f) Report and all other case deadlines by 60 days, in part, as follows:

|   | <b>Previously Continued<br/>Deadline</b>       | <b>Proposed New Deadline<br/>(Adding 60 Days)</b> |
|---|--|---|
| <b>Non-Expert<br/>Discovery Cut Off</b>           | Friday, April 28, 2023                         | Wednesday, June 28,<br>2023                       |
| <b>Designation of<br/>Expert Witnesses</b>        | Tuesday, May 2, 2023                           | Monday, July 3, 2023                              |
| <b>Designation of<br/>Rebuttal Experts</b>        | Tuesday, May 16, 2023                          | Monday, July 17, 2023                             |
| <b>Expert Discovery<br/>Cut off</b>               | Friday, June 2, 2023                           | Thursday, August 3,<br>2023                       |
| <b>Discovery &amp; Motion<br/>Hearing Cut-off</b> | Friday, August 1, 2023                         | Monday, October 2,<br>2023                        |
| <b>Joint Notice of Trial<br/>Readiness</b>        | 30 Days After Ruling on<br>Dispositive Motions | 30 Days After Ruling on<br>Dispositive Motions    |

WHEREAS, the parties agree that all other case deadlines, including trial.

IT IS SO ORDERED.

Dated: April 12, 2023

  
 MORRISON C. ENGLAND, JR.  
 SENIOR UNITED STATES DISTRICT JUDGE